



PATENT

Attorney Docket No.: 2500.125US2/99-174-1

Applicant: BEN SHEN ET AL.

Serial No.: 09/477,962

Filed: January 5, 2000

For: BLEOMYCIN GENE CLUSTER COMPONENTS AND THEIR USES

Group: 1643

**POWER OF ATTORNEY BY ASSIGNEE
AND EXCLUSION OF INVENTOR(S) UNDER 37 C.F.R. 3.71**

Dear Sir:

The undersigned assignee, of the entire interest in the above-identified subject application, hereby appoints MAJESTIC, PARSONS, SIEBERT & HSUE, P.C. who are associated with the customer number provided below, as its attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, said appointment to be to the exclusion of the inventors and their attorney(s) in accordance with the provisions of 37 C.F.R. 3.71. Assignee further directs that all telephone calls and all correspondence relative to this patent application be addressed to the following Customer Number:

An assignment of the entire interest in the above-identified subject application is submitted herewith for recording.

Dated: APRIL 7, 2000

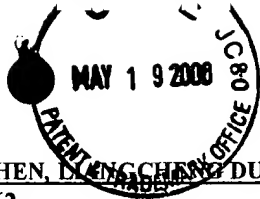
ASSIGNEE: THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

Signature: Linda S. Stevenson

Typed Name: LINDA S. STEVENSON

Title: PRINCIPAL PROSECUTION ANALYST

Office of Technology Transfer
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Attorney's Docket No.: 2500.125US2

Applicant or Patentee: BEN SHEN, LIANGCHENG DU, CESAR SANCHEZ, MEI CHEN and DANIEL J. EDWARDS
Serial or Patent No.: 09/477,962
Filed or Issued: JANUARY 5, 2000
For: BLEOMYCIN GENE CLUSTER COMPONENTS AND THEIR USES

STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:
NAME OF ORGANIZATION THE REGENTS OF THE UNIVERSITY OF CALIFORNIA
ADDRESS OF ORGANIZATION 1111 Franklin Street, Fifth Floor, Oakland, California 94607-5200

TYPE OF ORGANIZATION:

- ☒ University or other institution of higher education
☐ Tax exempt under Internal Revenue Service Code (26 USC 501(a) and 501(c)(3))
☐ Nonprofit scientific or educational under statute of state of the United State of America:
Name of State: _____
Citation of Statute: _____
☐ Would qualify as tax exempt under Internal Revenue Service Code (26 USC 501(a) and 501(c)(3))
if located in the United States of America
☐ Would qualify as nonprofit scientific or educational under statute of state of the United States of
America if located in the United States of America
Name of State: _____ Citation of Statute: _____

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code with regard to the invention entitled BLEOMYCIN GENE CLUSTER COMPONENTS AND THEIR USES, by inventor(s) BEN SHEN, LIANGCHENG DU, CESAR SANCHEZ, MEI CHEN and DANIEL J. EDWARDS described in:

- ☐ the specification filed herewith
☒ Application Serial No. 09/477,962 filed JANUARY 5, 2000
☐ Patent No. _____, issued _____

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

NAME N/A
ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this statement is directed.

SIGNATURE Linda S. Stevenson DATE APRIL 7, 2000
LINDA S. STEVENSON
Title: PRINCIPAL PROSECUTION ANALYST
ADDRESS OF PERSON SIGNING 1111 Franklin Street, Fifth Floor, Oakland, California 94607-5200

UC Case: 99-174-3.